

# EXECUTIVE JOURNAL.

[THIRTIETH SESSION.]

MONDAY, MAY 29, 1809.

The following written message was received from the President of the United States, by Mr. Graham, Principal Clerk in the office of the Secretary of State:

*To the Senate of the United States:*

I nominate James Brobson, of Delaware, to be Marshal of the Delaware district, in place of Joel Lewis, resigned.

Elisha Boardman, of Connecticut, to be Marshal of the Connecticut district, in place of Joseph Wilcox, resigned.

JAMES MADISON.

May 25th, 1809.

The message was read.

*Ordered*, That it lie for consideration.

TUESDAY, MAY 30, 1809.

The Senate resumed the consideration of the message of the President of the United States, nominating James Brobson and Elijah Boardman to office. Whereupon,

*Resolved*, That they advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

FRIDAY, JUNE 16, 1809.

The following written messages were received from the President of the United States, by Mr. Graham:

*To the Senate of the United States:*

I nominate Robert Fairchild, of Connecticut, to be Marshal for that State, Elijah Boardman having declined accepting the appointment.

James Tremble, of Tennessee, to be Marshal.

JAMES MADISON.

June 15th, 1809.

*To the Senate of the United States:*

Commissions having been granted, during the recess of the Senate, to the following persons, I now nominate them to the same offices, as respectively annexed to their names.

Ninian Edwards, of Kentucky, to be Governor of the Illinois Territory.

William Dickson, of Tennessee, to be Register of the Land Office, in Madison county, in the Mississippi Territory.

John Braham, of Virginia, to be Receiver of Public Moneys, for lands of the United States in Madison county, in the Mississippi Territory.

Hugh McCally, of the Indiana Territory, to be a member of the Legislative Council of the said Territory, for the residue of the term of Samuel Gwathmey, resigned.

Martin Duralde, of the Orleans Territory, to be a member of the Legislative Council of the said Territory, for the residue of the term of Julian Poydrass, resigned.

Thomas Cooke, Jun. of Massachusetts, to be Collector for the district, and Inspector of the Revenue for the port of Edgarton.

Caleb Hopkins, of New York, to be Collector for the district, and Inspector of the Revenue for the port of Genesee.

Matthew Collins, of New Jersey, to be Collector for the district, and Inspector of the Revenue for the port of Great Egg Harbor.

Francis Page, of Virginia, to be Collector for the district, and Inspector of the Revenue for the port of York-Town.

Levi Fagan, of North Carolina, to be Collector for the district, and Inspector of the Revenue for the port of Plymouth, in North Carolina.

Jonah Harrison, of New York, to be Collector for the district, and Inspector of the Revenue for the port of Niagara.

Daniel Perrine, of New Jersey, to be Collector for the district, and Inspector of the Revenue for the port of Perth Amboy.

William Israel, of Pennsylvania, to be Consul of the United States for the Island of St. Bartholomews.

Alexander Hamett, of Maryland, to be Consul for the port of Naples.

Richard O'Brian, of Pennsylvania, to be Consul for the Island of Sardinia.

JAMES MADISON.

*May 27th, 1809.*

*Gentlemen of the Senate:*

I nominate Ichabod B. Crane, Roger Jones, Henry M. Parker, William D. Wilson, and John Crabb, now 2d Lieutenants in the corps of Marines, to be 1st Lieutenants in the corps of Marines.

James H. Boyle, of Kentucky, (misnamed Matthew, in a nomination made to the Senate, during their last session,) Joseph Forster, of New York, Andrew L. B. Madison, of Kentucky, Robert P. Bayly, of Virginia, William S. Bush, of Maryland, William B. Scott, of Virginia, and Samuel Hoit, of Massachusetts, to be 2d Lieutenants in the corps of Marines.

William P. C. Barton, Robert B. Stark, Joseph J. Schoolfield, and Joseph W. New, now acting Surgeons in the Navy, to be Surgeons in the Navy of the United States.

JAMES MADISON.

*June 14th, 1809.*

The messages were read.

*Ordered,* That they severally lie for consideration.

SATURDAY, JUNE 17, 1809.

The following written message was received from the President of the United States, by Mr. Graham:

*To the Senate of the United States:*

An error having been committed in the nomination of James Tremble, to be Marshal, instead of Attorney, for the district of East Tennessee, I now correct it, by nominating him to be Attorney for the said district.

JAMES MADISON.

*June 17th, 1809.*

The message nominating James Tremble, was read. Whereupon,  
*Resolved*, That the Senate advise and consent to his appointment, as Attorney for East Tennessee.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message nominating Ninian Edwards, and others, to office. Whereupon,

*Resolved*, That they advise and consent to the appointments of Ninian Edwards, William Dickson, Matthew Collins, Levi Fagan, and D. Perrine, agreeably to their nominations respectively.

The Senate resumed the consideration of the message nominating Ichabod B. Crane, and others, to military promotion and appointment. Whereupon,

*Resolved*, That the Senate do advise and consent to the appointments of Henry M. Parker, James H. Boyle, and William S. Bush, agreeably to their nominations respectively.

*Ordered*, That the nominations contained in the three messages of the President of the United States, received yesterday, and not agreed to, be referred to Mr. Leib, Mr. Smith, of New York, and Mr. Anderson, to consider and report thereon.

## TUESDAY, JUNE 20, 1809.

The following written message was received from the President of the United States, by Mr. Graham:

*To the Senate of the United States:*

Commissions having issued, during the late recess of the Senate, according to the annexed list of promotions and appointments in the Army of the United States, I now nominate the same persons for the same offices, respectively. I nominate, also, Joseph Proveaux, now 2d Lieutenant, to be 1st Lieutenant.

Theodore Randall, a Cadet, to be 2d Lieutenant.

The Reverend Samuel Carrick, of Tennessee, to be a Chaplain.

In consequence of information lately received, relative to the appointment of a Consul for St. Bartholomews, I withdraw the nomination of William Israel, to be Consul for that Island.

JAMES MADISON.

June 20th, 1809.

*List of promotions and appointments in the Army of the United States, made during the last recess of Congress.*

### PROMOTIONS.

#### *First Regiment of Infantry.*

1st Lieutenant Daniel Hughes, promoted to the rank of Captain, vice Elijah Strong, appointed Major in the seventh regiment of Infantry, December 15th, 1808.

2d Lieutenant John Brownson, promoted to the rank of 1st Lieutenant, vice Joseph Dorr, deceased, December 8th, 1808.

2d Lieutenant Thomas Hamilton, promoted to the rank of 1st Lieutenant, vice Daniel Hughes, promoted.

Ensign Samuel Perkins, promoted to the rank of 2d Lieutenant, vice John Brownson, promoted.

Ensign Linai Helm, promoted to the rank of 2d Lieutenant, vice Thomas Hamilton, promoted.

Ensign William Lithgow, promoted to the rank of 2d Lieutenant, vice John Read, resigned January 31st, 1809.

*Second Regiment of Infantry.*

1st Lieutenant William Piatt, promoted to the rank of Captain, vice Francis Johnson, deceased February 17th, 1809.

2d Lieutenant William C. Mead, promoted to the rank of 1st Lieutenant, vice John Hackett, resigned January 31st, 1809.

2d Lieutenant John Pemberton, promoted to the rank of 1st Lieutenant, vice William Piatt, promoted.

Ensign Robert G. Seeley, promoted to the rank of 2d Lieutenant, from 30th September, 1809.

Ensign John Stanard, promoted to the rank of 2d Lieutenant, from 8th October, 1809.

Ensign John Mathers, promoted to the rank of 2d Lieutenant, vice William C. Mead, promoted.

Ensign Benedict Stewart, promoted to the rank of 2d Lieutenant, vice John Pemberton, promoted.

APPOINTMENTS.

Leonard H. Gansevoort, appointed Military Agent for the Northern Department, March 15, 1809, vice Peter Gansevoort, appointed Brig. General.

Andrew M'Culloch, appointed Military Agent for the Southern Department, May 3d, 1809, vice John W. Guion, declined.

Return B. Brown, of Vermont, appointed a Captain in the 4th regiment of Infantry, March 18th, 1809.

Henry R. Graham, appointed a Captain in the regiment of Riflemen, March 8th, 1809.

Nanning J. Vischer, of New York, appointed a Captain in the regiment of Riflemen, April 26th, 1809.

Thomas L. Butler, of Kentucky, appointed 2d Lieutenant in the regiment of Light Artillery, April 13th, 1809.

John A. Shaw, of Pennsylvania, appointed an Ensign in the 1st regiment of Infantry, April 22d, 1809.

Perrine Willis, of Virginia, appointed an Ensign in the 2d regiment of Infantry, April 28th, 1809.

Thomas Pinkerton, of Maryland, appointed a Surgeon's Mate, on the Peace Establishment, April 28th, 1809.

W. EUSTIS.

WAR DEPARTMENT, *June 14th*, 1809.

The message was read.

*Ordered*, That it lie for consideration.

WEDNESDAY, JUNE 21, 1809.

Mr. Leib, from the committee to whom were referred, on the 17th instant, the nominations contained in three messages received on the 16th, and not agreed to by the Senate, made report, in part. Whereupon,

*Resolved*, That the Senate do advise and consent to the appointment of Robert Fairchild, and of the nominations of Ninian Edwards, and others, contained in the message of May 27th; except to that of William Israel, withdrawn.



*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message, received from the President of the United States, nominating to military promotion and appointment. Whereupon,

*Resolved*, That they advise and consent to the appointments of Joseph Proveaux, Theodore Randal, Samuel Carrick, Daniel Hughes, John Brownson, Thomas Hamilton, Samuel Perkins, Linai Helm, William Lithgow, William Piatt, William C. Mead, John Pemberton, Robert G. Seeley, John Stanard, John Mathers, Benedict Stewart, Return R. Brown, Henry R. Graham, and Thomas Butler, agreeably to the nominations respectively.

*Ordered*, That the nominations, not agreed to, be referred to Messrs. Leib, Smith, of New York, and Anderson, to inquire and report thereon.

The Senate resumed the consideration of the message of the President of the United States, of June 14th. Whereupon,

*Resolved*, That they advise and consent to the appointments, agreeably to the nominations respectively; except to those of William P. C. Barton, Robert B. Stark, Joseph J. Schoolfield, and Joseph W. New, postponed.

#### SATURDAY, JUNE 24, 1809.

Mr. Leib, from the committee to whom were referred the nominations not agreed to on the 21st, made report.

On motion by Mr. Crawford,

*Ordered*, That the consideration thereof be postponed until Tuesday next.

#### MONDAY, JUNE 26, 1809.

The following written message was received from the President of the United States, by Mr. Graham:

*To the Senate of the United States:*

The considerations which led to the nomination of a Minister Plenipotentiary to Russia, being strengthened by evidence, since received, of the earnest desire of the Emperor to establish a diplomatic intercourse between the two countries, and of a disposition in his councils favorable to the extension of a commerce mutually advantageous; as will be seen by the extracts from letters from Gen. Armstrong and Consul Harris, herewith confidentially communicated:

I nominate John Quincy Adams, of Massachusetts, to be Minister Plenipotentiary of the United States to the Court of St. Petersburg.

JAMES MADISON.

June 26th, 1809.

The message was read.

*Ordered*, That it lie for consideration.

#### TUESDAY, JUNE 27, 1809.

The Senate resumed the consideration of the message of the President of the United States, nominating Ichabod B. Crane, and others. Whereupon,

*Resolved*, That they advise and consent to the appointments, agreeably to the nominations respectively; except to that of Robert B. Stark, postponed until to-morrow.

The Senate resumed the consideration of the message of the President of the United States, nominating Joseph Proveaux, and others, to military promotion and appointment.

On the question, Will the Senate advise and consent to the appointment of Leonard H. Gansevoort to be Military Agent?

It was determined in the negative: Yeas, 5; Nays, 22.

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Condit, Gaillard, Giles, and Smith, of New York.

Those who voted in the negative, are—Messrs. Bayard, Crawford, Franklin, German, Gilman, Goodrich, Gregg, Griswold, Hillhouse, Lambert, Leib, Lloyd, Matthewson, Meigs, Pickering, Pope, Reed, Robinson, Thruston, Turner, White, and Whiteside.

On the question, Will the Senate advise and consent to the appointment of Nanning J. Vischer, to be a Captain in the regiment of Riflemen?

It was determined in the negative: Yeas, 7; Nays, 19.

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Gilman, Goodrich, Lloyd, Meigs, Pickering, Turner, and White.

Those who voted in the negative, are—Messrs. Anderson, Crawford, Franklin, Gaillard, German, Giles, Gregg, Griswold, Hillhouse, Lambert, Leib, Mathewson, Parker, Pope, Read, Robinson, Smith, of New York, Thruston, and Whiteside.

The other nominations being agreed to,

*Resolved*, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively; except to those of William Israel, withdrawn, and Leonard H. Gansevoort, and Nanning J. Vischer, to which they do not advise and consent.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The following written message was received from the President of the United States, by Mr. Graham:

*To the Senate of the United States:*

I nominate John Michael Fortier, of Orleans, to be Marshal for the Orleans district.

William Wikoff, of the Orleans Territory, to be a member of the Legislative Council, of said Territory, in the room of John Baptiste Macarty, deceased.

JAMES MADISON.

*June 27th, 1809.*

The message was read.

*Ordered*, That it lie for consideration.

The Senate resumed the consideration of the message nominating John Q. Adams to be Minister Plenipotentiary to the Court of St. Petersburg.

And, on the question, Will the Senate advise and consent to the appointment?

It was determined in the affirmative: Yeas, 19; Nays, 7.

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Brent, Condit, Crawford, Franklin, Gaillard, German, Giles, Gilman, Griswold, Gregg, Lambert, Meigs, Parker, Pope, Reed, Robinson, Smith, of New York, and Whiteside.

Those who voted in the negative, are—Messrs. Bayard, Goodrich, Hillhouse, Lloyd, Pickering, Turner, and White.

So it was

*Resolved*, That the Senate do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

MONDAY, JUNE 28, 1809.

The Senate resumed the nomination of R. B. Stark, postponed yesterday.

*Resolved*, That they advise and consent thereto.

*Ordered*, That the Secretary make return on the message of June 14th, to the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, nominating John M. Fortier, and others.

*Resolved*, That they advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

On motion by Mr. Reed, to reconsider certain nominations, agreed to on the 21st;

It was objected to by Mr. Anderson, as against the rule; and,

On motion by Mr. Reed, that the rule, on the subject of reconsidering votes, be suspended on the present occasion;

It was determined in the negative.

The following written message was received from the President of the United States, by Mr. Graham:

*To the Senate of the United States:*

I nominate Col. Anthony Lamb, of the State of New York, to be Military Agent for the Northern Department of the United States.

JAMES MADISON.

June 28th, 1809.

The message was read.

*Resolved, unanimously*, That the Senate advise and consent to the appointment.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

Attest:

SAM: A. OTIS, *Secretary*.